

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

KENNETH RAY STEWART,

Petitioner,

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No. 1:16-mc-00076-TWP-DKL

**Entry Discussing Filings and Denying Pending Motions**

**I.**

Petitioner Stewart's filings of November 21, 2016, have been docketed in this miscellaneous action because they do not suffice as a civil complaint. There is one and only one means by which to commence a civil action in federal court. That means is through the filing of a complaint. *In re Allied Signal Corp.*, 915 F.2d 190, 192 (6th Cir. 1990) ("an action is commenced with the filing of a complaint rather than a motion"); *see also* Rules 3 and 7 of the *Federal Rules of Civil Procedure*. Mr. Stewart has not filed a complaint. Therefore, any relief sought by Mr. Stewart in his submissions and declarations of November 21, 2016 (docket numbers 1-4), is **denied**.

**II.**

Mr. Stewart's declaration that he is entitled to make "free filings" in Court has been docketed as a motion to proceed *in forma pauperis*. The filing fee for a miscellaneous action is \$46.00. Mr. Stewart has not demonstrated that he lacks the financial ability to pay this filing fee. Therefore, his motion to proceed *in forma pauperis* [dkt. 5] is **denied**. He shall have **through December 30, 2016**, in which to pay the \$46.00 filing fee to the Clerk of the Court.

Mr. Stewart's motion for code or red flag/restricted list, do not stop, do not detain, etc.  
[dkt. 6] is **denied as meritless.**

**IT IS SO ORDERED.**

Date: 11/29/2016

A handwritten signature in black ink, reading "Tanya Walton Pratt", is positioned above a horizontal line.

TANYA WALTON PRATT, JUDGE  
United States District Court  
Southern District of Indiana

Distribution:

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